

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>UNITED STATES OF AMERICA</b>	:	<b>CRIMINAL ACTION</b>
	:	
<b>v.</b>	:	
	:	
<b>DAVID DEVINE</b>	:	<b>No. 11-001-1</b>
<b>Defendant</b>	:	
	:	

**ORDER**

**AND NOW**, this 30th day of September, 2011, for the reasons set forth in the accompanying Memorandum, the Defendant's Motion to Enforce Plea Agreement (Doc. No. 13) and Motion to Dismiss Counts I Through III of Superseding Indictment (Doc. No. 19) are **DENIED**.

BY THE COURT:

S/Gene E.K. Pratter  
GENE E.K. PRATTER  
United States District Judge